

## Agenda

### Administrative rules review committee

The Administrative Rules Review Committee will hold its regular, monthly meeting on Tuesday, January 5, 2010, at 9 a.m. in Room 116, State Capitol, Des Moines, Iowa. The following rules will be reviewed:

#### AGRICULTURE AND LAND STEWARDSHIP DEPARTMENT[21]

- Grape and wine development funding program, rescind ch 52 Notice **ARC 8375B**..... 12/16/09  
Dairy—updates of references to inspection handbooks and milk truck approaches, 68.1, 68.11(1), 68.13, 68.15,  
68.37(1) Notice **ARC 8432B**..... 12/30/09  
Labeling of biodiesel fuel and ethanol blended gasoline, 85.48 Filed **ARC 8434B**..... 12/30/09

#### ARCHITECTURAL EXAMINING BOARD[193B]

Professional Licensing and Regulation Bureau[193]

COMMERCE DEPARTMENT[181]“umbrella”

- Rolling five-year period for valid examination scores, 2.3(4) Notice **ARC 8392B**..... 12/16/09

#### DENTAL BOARD[650]

PUBLIC HEALTH DEPARTMENT[641]“umbrella”

- Dental board, amendments to chs 1, 16, 20, 22, 25, 27, 29, 30, 51 Filed **ARC 8369B**..... 12/16/09  
Deep sedation/general anesthesia, conscious sedation and nitrous oxide inhalation analgesia, amendments to ch 29  
Notice **ARC 8370B**..... 12/16/09

#### ECONOMIC DEVELOPMENT, IOWA DEPARTMENT OF[261]

- Housing fund, 25.6(7), 25.6(8), 25.8(7) Filed **ARC 8418B**..... 12/30/09

#### EDUCATIONAL EXAMINERS BOARD[282]

EDUCATION DEPARTMENT[281]“umbrella”

- Filing of complaints; service of complaint notices to respondents, 11.4 Filed **ARC 8406B**..... 12/16/09  
Highly qualified teacher (HQT) status, 13.26(2)“b”(4) Filed **ARC 8400B**..... 12/16/09  
Highly qualified teacher (HQT) status, 13.26(3)“b”(4) Filed **ARC 8401B**..... 12/16/09  
Highly qualified teacher (HQT) status, 13.26(4)“b”(4) Filed **ARC 8402B**..... 12/16/09  
Elementary classroom teacher—core content areas, 13.26(5) Notice **ARC 8408B**..... 12/16/09  
Agriculture endorsement, 13.28(1) Filed **ARC 8403B**..... 12/16/09  
Agricultural sciences and agribusiness endorsement, 17.1(1)“a” Filed **ARC 8404B**..... 12/16/09  
Qualifications for behind-the-wheel driving instructor authorization, 23.1(1) Notice **ARC 8409B**..... 12/16/09  
Speech-language pathology (SLP) paraeducators, 24.4(6) Filed **ARC 8405B**..... 12/16/09  
Renewal requirements for professional service license, 27.4, 27.5 Notice **ARC 8410B**..... 12/30/09

#### EDUCATION DEPARTMENT[281]

- Attendance centers, rescind ch 19 Filed **ARC 8386B**..... 12/16/09  
Community colleges, amendments to ch 21 Notice **ARC 8390B**..... 12/16/09  
Adult education, 23.1, 23.2 Notice **ARC 8389B**..... 12/16/09  
Community college accreditation, 24.1, 24.3 to 24.6 Notice **ARC 8388B**..... 12/16/09  
Special education, amendments to ch 41 Filed **ARC 8387B**..... 12/16/09  
Gifted and talented programs, 59.1 to 59.8 Filed **ARC 8382B**..... 12/16/09  
Programs and funding for students with limited English proficiency, 60.2, 60.3, 60.5, 60.6 Filed **ARC 8383B**..... 12/16/09  
Statewide local option sales and services tax for school infrastructure, 96.1 to 96.8 Filed **ARC 8384B**..... 12/16/09  
Vision Iowa school infrastructure program, rescind ch 100 Filed **ARC 8385B**..... 12/16/09

#### ELDER AFFAIRS DEPARTMENT[321]

- Elder abuse prevention initiative and dependent adult abuse mandatory reporter training, rescind ch 12; adopt ch 15  
Notice **ARC 8427B**..... 12/30/09  
Senior living coordinating unit, rescind ch 16 Filed Emergency **ARC 8419B**..... 12/30/09  
Regulation of adult day services, assisted living programs, and elder group homes, rescind chs 24 to 27, 29  
Filed Emergency **ARC 8420B**..... 12/30/09

#### ENGINEERING AND LAND SURVEYING EXAMINING BOARD[193C]

Professional Licensing and Regulation Bureau[193]

COMMERCE DEPARTMENT[181]“umbrella”

- Fees and charges, 2.1 Notice **ARC 8393B**..... 12/16/09

## **ENVIRONMENTAL PROTECTION COMMISSION[567]**

NATURAL RESOURCES DEPARTMENT[561]"umbrella"

Water quality standards—lake criteria, 61.3(4) Notice **ARC 8397B** ..... 12/16/09  
Animal feeding operations, amendments to ch 65 Notice **ARC 8398B** ..... 12/16/09

## **HUMAN SERVICES DEPARTMENT[441]**

Verification of dependent care expenses, 65.22(1), 65.33, 75.57(2)"b"(7) Notice **ARC 8407B** ..... 12/16/09

## **INSPECTIONS AND APPEALS DEPARTMENT[481]**

Administration, amendments to ch 1 Filed **ARC 8431B** ..... 12/30/09  
Health care facilities, 50.10 to 50.13, 56.3, 56.6, 56.13 to 56.16, 58.57 Filed **ARC 8433B** ..... 12/30/09

## **LABOR SERVICES DIVISION[875]**

WORKFORCE DEVELOPMENT DEPARTMENT[871]"umbrella"

OSHA—acetylene standards, conducting inspections, 3.5(1), 10.20 Notice **ARC 8378B** ..... 12/16/09  
OSHA standards; amusement ride reinspection fee, 10.20; ch 35 title; 61.1(2)"c" Filed **ARC 8395B** ..... 12/16/09  
Update of references to ASME codes, 91.1(1), 91.1(4) Notice **ARC 8391B** ..... 12/16/09

## **MEDICINE BOARD[653]**

PUBLIC HEALTH DEPARTMENT[641]"umbrella"

Permanent physician licensure, 9.1, 9.3(1), 9.4 to 9.18 Notice **ARC 8379B** ..... 12/16/09

## **PHARMACY BOARD[657]**

PUBLIC HEALTH DEPARTMENT[641]"umbrella"

Pharmacy support persons, amend chs 1, 3, 6 to 8, 14, 16, 18, 25, 31, 32, 36; adopt ch 5 Notice **ARC 8380B** ..... 12/16/09  
Reductions in fees, amendments to chs 2, 3, 8, 10, 12, 17 Notice **ARC 8429B** ..... 12/30/09  
Continuing education for pharmacists, 2.12 Notice **ARC 8412B** ..... 12/30/09  
Hospital pharmacy practice—outpatient services, drugs in emergency department, 7.11, 7.12 Notice **ARC 8413B** ..... 12/30/09  
Prohibition of animals within a licensed pharmacy, 8.5(4) Notice **ARC 8414B** ..... 12/30/09  
Controlled substances—fospopofol, 10.38(3)"az" Filed Emergency **ARC 8411B** ..... 12/30/09  
Correctional pharmacy practice, ch 15 Notice **ARC 8416B** ..... 12/30/09  
Annual inventory and record of controlled substances, 17.16(2) Notice **ARC 8415B** ..... 12/30/09

## **PROFESSIONAL LICENSURE DIVISION[645]**

PUBLIC HEALTH DEPARTMENT[641]"umbrella"

Social work, amendments to chs 279 to 281, 283 Filed **ARC 8371B** ..... 12/16/09  
Social work, rescind chs 279, 284; rescind 280.8, 280.12, 280.13, 281.4 to 281.7, 283.5 Notice **ARC 8368B** ..... 12/16/09  
Supervised professional practice for LISW, 280.6(1)"e" and "f" Notice **ARC 8374B** ..... 12/16/09  
Discipline for sign language interpreters and transliterators, 363.2(11) Filed **ARC 8373B** ..... 12/16/09

## **PUBLIC HEALTH DEPARTMENT[641]**

Immunizations, 7.4(1), 7.11(2) Notice **ARC 8399B**, also Filed Emergency **ARC 8377B** ..... 12/16/09

## **PUBLIC SAFETY DEPARTMENT[661]**

Electrician and electrical contractor licensing and electrical inspections, amend chs 500 to 503, 550 to 552; adopt ch 505 Filed **ARC 8396B** ..... 12/16/09

## **REVENUE DEPARTMENT[701]**

Individual income, corporation income, and franchise taxes, amendments to chs 39 to 41, 46, 48, 52, 53, 58, 59 Notice **ARC 8430B** ..... 12/30/09  
Assessment practices—determination of agricultural factor, 71.3 Notice **ARC 8428B** ..... 12/30/09

## **SOIL CONSERVATION DIVISION[27]**

AGRICULTURE AND LAND STEWARDSHIP DEPARTMENT[21]"umbrella"

Elimination of organic nutrient management, levee reconstruction and repair, and soil practices loan programs, rescind chs 13 to 15 Notice **ARC 8367B** ..... 12/16/09

## **STATE PUBLIC DEFENDER[493]**

INSPECTIONS AND APPEALS DEPARTMENT[481]"umbrella"

Court-appointed attorneys—appointment and fee claims, 11.5(4), 12.2 Filed **ARC 8372B** ..... 12/16/09

## **UTILITIES DIVISION[199]**

COMMERCE DEPARTMENT[181]"umbrella"

Abbreviated franchise process—eligibility, petition, and notice requirements, 11.1(9), 11.2(3), 11.3(1)"g," 11.5(11) Filed **ARC 8435B** ..... 12/30/09  
Notification of electrical outages, 20.18(6), 20.19 Filed **ARC 8394B** ..... 12/16/09

Rescission of outage notification requirements for telecommunications providers, 22.2(8) Notice **ARC 8376B**..... 12/16/09

**VETERANS AFFAIRS, IOWA DEPARTMENT OF[801]**

Iowa veterans home, 10.36, 10.43, 10.47 Filed **ARC 8417B**..... 12/30/09

**ADMINISTRATIVE RULES REVIEW COMMITTEE MEMBERS**

Regular, statutory meetings are held the second Tuesday of each month at the seat of government as provided in Iowa Code section 17A.8. A special meeting may be called by the Chair at any place in the state and at any time.

**EDITOR'S NOTE: Terms ending April 30, 2011.**

Senator Merlin Bartz  
2081 410th Street  
Grafton, Iowa 50440

Senator Thomas Courtney  
2200 Summer Street  
Burlington, Iowa 52601

Senator Wally Horn  
101 Stoney Point Road, SW  
Cedar Rapids, Iowa 52404

Senator John P. Kibbie  
P.O. Box 190  
Emmetsburg, Iowa 50536

Senator James Seymour  
901 White Street  
Woodbine, Iowa 51579

Joseph A. Royce  
**Legal Counsel**  
Capitol  
Des Moines, Iowa 50319  
Telephone (515)281-3084  
Fax (515)281-8451

Representative Marcella R. Frevert  
P.O. Box 324  
Emmetsburg, Iowa 50536

Representative David Heaton  
510 East Washington  
Mt. Pleasant, Iowa 52641

Representative Tyler Olson  
P.O. Box 2389  
Cedar Rapids, Iowa 52406

Representative Nathan Reichert  
1155 Iowa Avenue  
Muscatine, Iowa 52761

Representative Linda Upmeyer  
2175 Pine Avenue  
Garner, Iowa 50438

James Larew  
**Administrative Rules Coordinator**  
Governor's Ex Officio Representative  
Capitol, Room 11  
Des Moines, Iowa 50319  
Telephone (515)281-0208